## UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK

SHIMON ALTER, individually and on behalf of all others similarly situated,

Plaintiff,

**ORDER** 

21 CV 4330 (VB)

USDC SDRY

MIDLAND CREDIT MANAGEMENT, INC.,

v.

Defendant. :

The Court has been advised that the parties have settled this case. Accordingly, it is hereby ORDERED that this action is dismissed without costs, and without prejudice to the right to restore the action to the Court's calendar, provided the application to restore the action is made by no later than August 23, 2021. To be clear, any application to restore the action must be filed by August 23, 2021, and any application to restore the action filed thereafter may be denied solely on the basis that it is untimely.

All scheduled conferences or other scheduled court appearances are cancelled. Any pending motions are moot.

The Clerk is instructed to close this case.

Dated: June 23, 2021 White Plains, NY

SO ORDERED:

Vincent L. Briccetti

United States District Judge